

**REMARKS**

This amendment is being filed in conjunction with a National Application corresponding to PCT application PCT/IL2003/000221.

The title: FIELD OF INVENTION was added on page 1 since it was inadvertently deleted from the publication of the international application.

The basis for the amendment is the claims that are attached to the IPER.

In the IPER the Examiner found that claim 1 was anticipated by US 3,093,724.

Applicants respectfully disagree. Furthermore, applicants submit that the reference does not even present a *prima facie* case of anticipation.

The '724 patent describes a comb type device in which the longer tines of the comb may touch the scalp. However, while there is an opening in the device described, there is no "opening being adapted for placement against the skin of a person" as required by claim 1. The structure in the '724 patent is, in fact adapted so as to avoid what is claimed in claim 1.

Furthermore, Claim 1 contains the limitation that the "long axes of the skin depressing elements are pointed generally toward the center of the opening." While one *might* say that the long axes of the shorted times are pointed generally toward the opening, this is clearly not true of the long set of tines which point *away* from the opening.

An action on the merits is respectfully awaited

Respectfully submitted,  
Pinchas SHALEV, et al.



\_\_\_\_\_  
Maier FENSTER  
Reg. No. 41,016

September 13, 2005  
William H. Dippert, Esq.  
Wolf, Block, Schorr & Solis-Cohen LLP  
250 Park Avenue  
New York, NY 10177

Tel: 212-986-1116